

<b>Notice of Allowability</b>	Application No. 10/629,477	Applicant(s) ROSS, ALLAN
	Examiner Yewebdar T Tadesse	Art Unit 1734

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTO-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1.  This communication is response to \_\_\_\_\_.
  2.  The allowed claim(s) is/are 1-20.
  3.  The drawings filed on 28 July 2003 are accepted by the Examiner.
  4.  Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
    - a)  All    b)  Some\*    c)  None    of the:
      1.  Certified copies of the priority documents have been received.
      2.  Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
      3.  Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).
- \* Certified copies not received: \_\_\_\_\_.
5.  Acknowledgment is made of a claim for domestic priority under 35 U.S.C. § 119(e) (to a provisional application) since a specific reference was included in the first sentence of the specification or in an Application Data Sheet. 37 CFR 1.78.
    - (a)  The translation of the foreign language provisional application has been received.
  6.  Acknowledgment is made of a claim for domestic priority under 35 U.S.C. §§ 120 and/or 121 since a specific reference was included in the first sentence of the specification or in an Application Data Sheet. 37 CFR 1.78.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application. **THIS THREE-MONTH PERIOD IS NOT EXTENDABLE**

7.  A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
8.  CORRECTED DRAWINGS ( as "replacement sheets") must be submitted.
  - (a)  including changes required by the Notice of Draftsperson's Patent Drawing Review ( PTO-948) attached
    - 1)  hereto or 2)  to Paper No. \_\_\_\_\_.
  - (b)  including changes required by the proposed drawing correction filed \_\_\_\_\_, which has been approved by the Examiner.
  - (c)  including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No. \_\_\_\_\_.

**Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the margin according to 37 CFR 1.121(d).**

9.  DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

**Attachment(s)**

- |   |  |
|---|--|
| <input checked="" type="checkbox"/> Notice of References Cited (PTO-892)                                | <input type="checkbox"/> Notice of Informal Patent Application (PTO-152)                     |
| <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)                       | <input checked="" type="checkbox"/> Interview Summary (PTO-413), Paper No. <u>11202003</u> . |
| <input type="checkbox"/> Information Disclosure Statements (PTO-1449 or PTO/SB/08),<br>Paper No. _____  | <input checked="" type="checkbox"/> Examiner's Amendment/Comment                             |
| <input type="checkbox"/> Examiner's Comment Regarding Requirement for Deposit<br>of Biological Material | <input checked="" type="checkbox"/> Examiner's Statement of Reasons for Allowance            |
|   | <input type="checkbox"/> Other   |

**EXAMINER'S AMENDMENT**

1. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Edwin Crabtree on 11/20/2003.

2. The application has been amended as follows:

In the specification:

Page 5, line 14, replace reference number "38" after the phrase "spray nozzles" with --33--.

Page 6, line 8, replace reference number "49" after the phrase "the down ramp" with --51--.

***Allowance***

3. The following is an examiner's statement of reasons for allowance: Galitz (US 3,898,954) discloses (see Fig 1) a machine for applying compound to container enclosures including feed and discharge stations, oscillating member (15-17) secured to a plate oscillated by a rod, a disc rotated by a shaft. Galitz teaches (see column 9, lines 40-45 and Fig 5) magnets provided for the rotating heads 104 and 106 to hold each article motionless upon application of the compound. However, Galitz lacks teaching a

motor driven magnetic wheel. McConnellogue et al (US 4,262,629) discloses (see Fig 10) a star wheel (10) and chuck table (12). Yet, McConnellogue et al does not disclose a motor driven magnetic wheel. Wallace et al (US 6,027,568) discloses (see Fig 1) a magnetic wheel (34) to move fasteners from the downstream end of the belts of the rear conveyer wheel. Alexander et al (US 4,155,327) discloses (see column 1, lines 41-44) a wheel provided with magnetic means around its entire periphery to held fasteners by magnetic engagement of their head against the periphery of the wheel. Both Wallace and Alexander et al do not teach a star wheel disposed next to the magnetic wheel nor a circumference of the magnetic wheel engaging a portion of the metal lids (fasteners) as the metal lids (fasteners) are spun on top of the tabletop, as claimed. Prior art of record does not disclose or suggest a magnetic sealant liner applicator used for applying sealant to a plurality of metal lids, comprising, among others, a motor driven starwheel mounted on top of a tabletop driven in one direction, a motor driven magnetic wheel, the magnetic wheel mounted on top of the tabletop, disposed next to the starwheel and driven in an opposite direction from the starwheel, a circumference of the magnetic wheel adapted for engaging a portion of the metal lids as the metal lids are spun on top of the tabletop.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

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4. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Yewebdar T Tadesse whose telephone number is (703) 305-3539, effective December 19, 2003 the examiner telephone number is (571) 272-1238. The examiner can normally be reached on Monday-Friday 8:00 AM-4:30 PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Richard Crispino can be reached on (703) 308-3853, effective December 19, 2003 the supervisor telephone number is (571) 272-1226. The fax phone number for the organization where this application or proceeding is assigned is (703) 305-7718. Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is (703) 308-0661

*Yewebdar T Tadesse*  
YTT

*Richard Crispino*

RICHARD CRISPINO  
SUPPLY ADVISORY PATENT EXAMINER  
PTO BIOLOGY CENTER 1700